

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

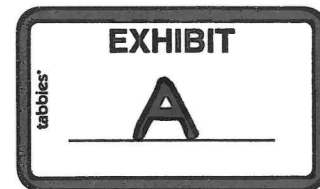
GUADALUPE ARENAS VARGAS,)	
ET AL)	
Plaintiffs,)	
)	
VS.)	C.A. NO. 4:09-cv-02521
)	
TRAYLOR BROTHERS, INC., ET)	
AL)	
Defendants.)	

ORAL DEPOSITION OF

GUADALUPE ARENAS VARGAS

MARCH 1, 2012

ORAL DEPOSITION OF GUADALUPE ARENAS VARGAS,
produced as a witness at the instance of Mr. Charles G.
Clayton, IV, and duly sworn, was taken in the
above-styled and numbered cause on March 1, 2012, from
12:38 p.m. to 4:18 p.m., before Gina D. Ellis, CSR in
and for the State of Texas, reported by machine
shorthand, at The Buzbee Law Firm, JP Morgan Chase
Tower, 600 Travis, Suite 7300, Houston, Texas, pursuant
to the Federal Rules of Civil Procedure.



A P P E A R A N C E S

MR. CHRISTOPHER K. JOHNS
The Buzbee Law Firm
JP Morgan Chase Tower
Houston, Texas 77002-3015
ATTORNEY FOR PLAINTIFF

MR. CHARLES G. CLAYTON, IV
LeBlanc Bland
909 Poydras Street, Suite 1860
New Orleans, Louisiana 70112
ATTORNEY FOR KIEWIT ENGINEERING

MR. SCOTT J. HEDLUND
Deutsch, Kerrigan & Stiles
755 Magazine Street
New Orleans, Louisiana 70130
ATTORNEY FOR MODJESKI & MASTERS

INTERPRETER:
Ms. Minerva Garcia
Interpreting By The Word
281-900-8551

ALSO PRESENT:
Ms. Elisa A. Smith
Mr. Ricky Garcia

1 wanted him and wanted him to take care of us from up
2 there." And that's it. He started crying. He hugged
3 me and both of us cried.

4 Q. Do you know why Martin only returned to Mexico
5 once before he died?

6 A. Well, yes, for him it was very difficult to go
7 to Mexico and come back to United States without
8 documents and very dangerous.

9 Q. When Martin returned in 2005 to visit, you
10 talked about how he went with Zaid to the carnival and
11 spent time with him. Did you also spend time with
12 Martin during this visit?

13 A. Yes.

14 MR. HEDLUND: Objection, asked and
15 answered.

16 A. Yes, the day before.

17 Q. (BY MR. JOHNS) Okay. What did you do?

18 A. We talked about living together again. That he
19 was going to come back to the United States to send us,
20 Zaid and me, directly to support us.

21 Q. Did you go do anything with him? Did you go to
22 a carnival or did you go out -- did you go any place
23 with him during this visit?

24 A. We went to have dinner. And then we went to a
25 park, and we were talking there.

1 Q. Okay.

2 MR. JOHNS: That's all I have.

3 MR. CLAYTON: I have like one follow-up
4 question.

5 MR. JOHNS: That's fine. That's all I
6 have. And just for the record, we're not going to -- I
7 think I might have said earlier we're going to waive
8 signature, but we're not going to waive signature. So
9 go ahead, Chuck.

10

11 EXAMINATION BY MR. CLAYTON:

12 Q. Do you know if Martin had a green card that
13 allowed him to work in the United States legally?

14 A. No, I don't know.

15 Q. Do you know if the reason that Martin was
16 unable to come back only one time was due to his status
17 in the United States as an illegal alien?

18 A. I don't know.

19 Q. During the time that you spoke with Martin in
20 July of 2005, did he discuss with you his concerns about
21 returning to the United States to go back to work
22 because he had no papers?

23 A. Yes.

24 Q. What did he say?

25 A. Well, that he had to return because he had a

1 job; and he was not able to be far away so long without
2 working.

3 Q. Did he tell you how he was going to get back
4 across the border?

5 A. Illegally.

6 Q. Illegally?

7 A. Yes.

8 Q. Those are all the questions I have. That's it.
9 Thank-you.

10 MR. JOHNS: Okay.

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